IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO.2610 OF 2004

Hemant Chandmal Solanki .. Plaintiff

Vs.

M/s.Mayur Jewellers .. Defendants

Mr.Rajendra Singh i/b S.M.Jain for the plaintiff

CORAM : S.U.KAMDAR, J
DATED : 23RD AUGUST, 2005

P.C.:

1. The present suit is filed for the recovery of sum of Rs. 70,000/- with further interest on the principal amount of Rs.55,104/- @ 24% p.a. from the date of the suit till payment and/or realisation. The suit is based on the goods sold and delivered. The suit is filed on the basis of invoices and bills raised from time to time.

2. I have perused the documents of invoices produced by the plaintiffs. The said documents are taken on record and marked Ex.P-1 collectively. Defendants are served. Affidavit of service dt.15.10.04 is filed. Defendants though served are not appearing in the matter. Vakalatnama is not filed. In the aforesaid circumstances, suit is

decreed as prayed with simple rate of interest @ 12% p.a.

3. Suit is disposed of accordingly. Refund of court fee as per rules.